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Attorneys for Defendants
 ASHRON CONSTRUCTION & RESTORATION, INC.,
 EZRA COHEN and U.S. SPECIALTY INSURANCE COMPANY

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

CESAR GONZALEZ MARROQUIN and
 VINCENT DE LA TORRE,

Plaintiffs,

vs.

ASHRON CONSTRUCTION &
 RESTORATION, INC.; EZRA COHEN; and
 U.S. SPECIALTY INSURANCE COMPANY,

Defendants.

) Case Number: CV 13-00421 HRL

) **STIPULATION TO CONTINUE CASE**
) **MANAGEMENT CONFERENCE**

1 Plaintiffs CESAR GONZALEZ MARROQUIN and VINCENT DE LA TORRE and
2 Defendants ASHRON CONSTRUCTION & RESTORATION, INC. and EZRA COHEN
3 through their attorneys' of record, hereby stipulate as follows:

- 4 1. The Court on July 1, 2013 continued the Initial Case Management Conference with
5 specific instructions to get the case at issue or take defaults. Docket No. 24.
- 6 2. Prior to this Order, the parties filed a Joint CMC Statement (Docket No. 19), an
7 Answer as to the Amended Complaint was filed by the Corporate Defendant (Docket
8 23) as well as Magistrate Consents as to all three Defendants (Docket Nos. 20 to 22).
- 9 3. On July 10, 2013, the corporate Defendant, its counsel and Plaintiffs' counsel
10 successfully mediated a lawsuit involving a separate wage and hour dispute in the
11 matter of Emeterio v. Ashron NDCA Case No. 5:12-CV-04296 HRL. While that
12 proceeding is not related to this lawsuit, it nonetheless has created momentum for the
13 parties to focus on trying to resolve this case.
- 14 4. The parties seek a continuance of 45 days to hold various meetings to exchange
15 information and if the matter cannot be resolved submit a stipulation to go to Court
16 Sponsored mediation. During this period, the parties will complete their Rule 26
17 Disclosures which they have already begun.
- 18 5. A continuance is also sought to accommodate Defendants' counsel's travel plans to
19 Boston Massachusetts next week due to a death in the family.

20 SO STIPULATED

21 FOR PLAINTIFFS

22 DATED: July 24, 2013

23 By: /s/ Tomas Margain
24 Tomas E. Margain
25 For Plaintiffs

FOR DEFENDANTS

DATED: July 24, 2013

By: /s/ Dawna J. Cilluffo
Dawna J. Cilluffo
For Defendants

ORDER

Based on GOOD CAUSE shown, the initial Case Management Conference and Rule 26
Deadlines are continued as follows:

SEPTEMBER 1, 2013

- Last Day to Meet and Confer Regarding Initial Discloses, ADR process election and discovery plan.
- Last Day to file ADR Certificate signed by Parties and Counsel.
- Last Day to either file a stipulation to ARD Process or Notice of Need for ADR Phone Conference
- **SEPTEMBER 10, 2013** Last Day to File Rule 26(f) Report, complete initial disclosures and file Joint Case Management Statement

SEPTEMBER 17, 2013 at 1:30 pm

- Initial Case Management Conference in Courtroom 2,5th Floor, San Jose Courthouse at 1:30 p.m.

IT IS SO ORDERED

DATED: July 25, 2013

By: 
HOWARD R. LLOYD
UNITED STATES MAGISTRATE JUDGE